



February 20, 2007

HOUSE BILL No. 1837

DIGEST OF HB 1837 (Updated February 19, 2007 1:17 pm - DI 14)

Citations Affected: IC 4-33.

Synopsis: Gaming. Provides that after June 30, 2007, a licensed owner must apply for and receive the gaming commission's approval before constructing a new riverboat that is certified under marine structural and life safety standards determined by the gaming commission. Requires the construction to occur in the counties contiguous to Lake Michigan or the Ohio River, as applicable. Requires a riverboat that is a party to a certain development agreement to calculate payments under the agreement using 22.5% as its effective wagering tax rate.

Effective: July 1, 2007.

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January 17, 2007, read first time and referred to Committee on Rules and Legislative Procedures.

February 7, 2007, reassigned to Committee on Public Policy.

February 19, 2007, amended, reported — Do Pass.

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HB 1837—LS 6527/DI 44+



February 20, 2007

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE BILL No. 1837

A BILL FOR AN ACT to amend the Indiana Code concerning gaming.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 4-33-6-22 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2007]: **Sec. 22. (a) After June 30, 2007, a licensed owner must**
4 **apply for and receive the commission's approval before**
5 **constructing a new riverboat that is certified under section**
6 **6(a)(1)(B) of this chapter.**

7 **(b) The commission shall adopt rules governing the procedure**
8 **a licensed owner must follow to take an action described in**
9 **subsection (a).**

10 **(c) The commission may not approve an application submitted**
11 **under this section unless the applicant's construction project will**
12 **be undertaken in either of the following locations:**

13 **(1) A county that is contiguous to Lake Michigan in the case**
14 **of a riverboat that operates from a dock located in a county**
15 **that is contiguous to Lake Michigan.**

16 **(2) A county that is contiguous to the Ohio River in the case**
17 **of a riverboat that operates from a dock located in a county**

HB 1837—LS 6527/DI 44+



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1 **that is contiguous to the Ohio River.**

2 SECTION 2. IC 4-33-13-7 IS ADDED TO THE INDIANA CODE
3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
4 1, 2007]: **Sec. 7. (a) As used in this section, "development**
5 **agreement" has the meaning set forth in IC 36-1-8-9.5.**

6 **(b) For purposes of determining the effective wagering tax rate**
7 **to be used for calculating payments under a development**
8 **agreement between:**

9 **(1) a licensed riverboat; and**

10 **(2) at least three (3) counties;**

11 **a riverboat that has implemented flexible scheduling under**
12 **IC 4-33-6-21 must use the twenty-two and five-tenths percent**
13 **(22.5%) rate imposed on adjusted gross receipts under section 1 of**
14 **this chapter regardless of the riverboat's actual effective wagering**
15 **tax rate.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Policy, to which was referred House Bill 1837, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning gaming.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1837 as introduced.)

VAN HAAFTEN, Chair

Committee Vote: yeas 6, nays 1.

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